**Amendments to the Drawings:**

The attached sheets of drawings include changes to Figure 2 and Figure 5, and replace the previously filed formal drawings sheets for Figures 2 and 5.

**REMARKS/ARGUMENTS**

In the office action, the specification was objected to because it contains an embedded hyperlink and/or other form of browser-executable code. In response to the objection to the disclosure, the embedded hyperlink or browser-executable code is being deleted in page 12, lines 1 and 14 and in page 13, line 16. For the above reasons, Applicant requests reconsideration and withdrawal of the objection to the specification.

In the office action, Figure 2 was objected to because the drawing does not contain the reference number 250. In response to the objection, Figure 2 is being amended to add the reference number 250. Applicant also respectfully points out that reference number 250 is shown in the originally filed Figure 1 and Figure 2. For the above reasons, Applicant requests reconsideration and withdrawal of the objection to the specification.

In the office action, the abstract of the disclosure was objected to because it includes the legal phraseology "in one embodiment". In response to the objection, the above legal phraseology is being deleted from the abstract. For the above reasons, Applicant requests reconsideration and withdrawal of the objection to the abstract.

In the office action, the formal drawings were objected to because Figure 2 lacks the reference number 250 and Figure 5 contains apparent typographical errors regarding the lacking of ending parenthesis in items in reference numeral 505. In response to the objection to the formal drawings, Figures 2 and 5 are being amended as shown in the attached drawings with corrections shown in red ink. For the above reasons, Applicant

requests reconsideration and withdrawal of the objection to the drawings.

Various claims are being amended as shown above. The claim amendments clarify the claim language and are not intended to limit the scope of the claims, unless the claim language is expressly quoted in the following remarks to distinguish over the cited art. No new matter is being added by virtue of the amendment to the claims.

In the office action, claim 34 was rejected under 35 U.S.C. 101 because the claimed invention is allegedly directed to non-statutory subject matter. Applicant respectfully traverses the rejection.

In response to the rejection, claim 34 is being amended to overcome the rejection, by reciting a functional descriptive material that permits a device to achieve a useful, concrete, and tangible result. Accordingly, claim 34 is patentable under 35 U.S.C. §101. For the above reasons, Applicant requests reconsideration and withdrawal of the rejection under 35 U.S.C. §101.

In the office action, claims 1-6, 9-11, 13-23, 26-28, 30-34 and 36-49 were rejected under 35 U.S.C. 102(e) as allegedly being anticipated by DeMello, et al. (U.S. Pat. No. 7,017,189 B1). Applicant respectfully traverses the rejection.

DeMello is directed to a system for providing protection to digital content (e.g., video, audio, etc.). A protection software 82 (secure repository executable 82) is first issued to an authorized client computer (or a set of client computers). The client computer can then download and access the digital content, if permitted by the protection software 82. Therefore, the protection software 82 will restrict the

particular client computers that can download/access the digital content. However, the client computer does not create a signature tag that identifies the downloaded digital content and that identifies the client computer, and the client computer does not forward the signature tag to a destination address. Therefore, DeMello does not disclose various features that are recited in claim 1.

Independent claim 1 distinguishes over DeMello, at least by reciting a method including "*storing a track into a memory of a digital entertainment unit; creating a signature tag that identifies the track that is stored in the memory of the digital entertainment unit and that identifies the digital entertainment unit; transmitting the signature tag to a destination address*", and such recited features are not disclosed or are not suggested by DeMello. Accordingly, claim 1 is patentable over DeMello.

Independent claims 16, 33, 34, 36, 42, and 48 are being amended to recite the above similar features that are not disclosed and are not suggested by DeMello. Accordingly, 16, 33, 34, 36, 42, and 48 are each patentable over DeMello.

Claims 2-6, 9-11, 13-15, 17-23, 26-28, 30-32, 37-41, 43-47, and 49 depend from one of claims 1, 16, 36, 42 and 49 and are each patentable over DeMello for at least the same reasons that claims 1, 16, 36, 42, and 48 are patentable over DeMello. Accordingly, claims 2-6, 9-11, 13-15, 17-23, 26-28, 30-32, 37-41, 43-47, and 49 are each patentable over DeMello.

Furthermore, claims 3, 4, 20, 21, 38, and 44 each recites the signature tag as including a first part that identifies the customer, the digital entertainment unit, and the source of the

track, and these features are not disclosed and are not suggested by DeMello.

Furthermore, claims 18 and 49 each recites authenticating the signature tag at a repair facility, and these features are not disclosed and are not suggested by DeMello.

For the above reasons, Applicant requests reconsideration and withdrawal of the rejection under 35 U.S.C. §102.

In the office action, claims 7, 8, 24 and 25 were rejected under 35 U.S.C. 103(a) as allegedly being unpatentable over DeMello, in view of Margolis, et al. (US Pat. App. Pub. No. 2004/0255140 A1). Applicant respectfully traverses the rejection.

The Examiner correctly admits in the office action that DeMello does not specifically disclose the content information is obtained from a third party service and does not specifically disclose the content information comprise album data and track data. In an attempt to overcome the deficiency of DeMello, the Examiner relies on Margolus in an attempt to show various features.

Claims 7, 8, 24, and 25 depend from claims 1 and 16, respectively and are each patentable over the combination of DeMello and Margolus for at least the same reasons that claims 1 and 16 is patentable over the cited references, considered singly or in combination. Furthermore, each of the claims 7, 8, 24, and 25 distinguishes over the combination of DeMello and Margolus by reciting additional features in combination with the features recited in their respective base claim. Accordingly, claims 7, 8, 24 and 25 are each patentable over the combination of DeMello and Margolis.

For the above reasons, Applicant requests reconsideration and withdrawal of the rejection under 35 U.S.C. §103.

In the office action, claims 12, 29 and 35 were rejected under 35 U.S.C. 103(a) as allegedly being unpatentable over DeMello, in view of Olarig, et al. (US Pat. No. 6,032,257).

The Examiner correctly admits in the office action that DeMello does not specifically disclose sending the digital entertainment unit to a repair facility if failure occurs and does not specifically disclose sending the digital entertainment unit to the repair facility and returning the digital entertainment unit to the customer. In an attempt to overcome the deficiency of DeMello, the Examiner relies on Olarig in an attempt to show various features.

Claims 12 and 29 depend from claims 1 and 16, respectively and are each patentable over the combination of DeMello and Olarig for at least the same reasons that claims 1 and 16 is patentable over the cited references, considered singly or in combination. Furthermore, each of the claims 12 and 29 distinguishes over the combination of DeMello and Olarig by reciting additional features in combination with the features recited in their respective base claim. Accordingly, claims 12 and 29 are each patentable over the combination of DeMello and Olarig.

Independent claim 35 distinguishes over DeMello, at least by reciting a method including "*creating a signature tag that identifies a track that is stored in a memory of a digital entertainment unit and that identifies the digital entertainment unit*", and such recited features are not disclosed or are not suggested by the DeMello-Olarig combination. The DeMello-Olarig combination fails to disclose

a signature tag that identifies a stored track and that identifies the digital entertainment unit that stores the track. Accordingly, claim 35 is patentable over the DeMello-Olarig combination.

Accordingly, claims 12, 29, and 35 are each patentable over the combination of DeMello and Olarig.

For the above reasons, Applicant requests reconsideration and withdrawal of the rejection under 35 U.S.C. §103.

Applicant respectfully requests allowance of all pending claims.

If the undersigned attorney has overlooked a teaching in the cited reference that is relevant to the allowability of the claims, the Examiner is respectfully requested to specifically point out where such teachings may be found.

## CONTACT INFORMATION

If the Examiner has any questions or needs any additional information, the Examiner is invited to telephone the undersigned attorney at (805) 681-5078.

Date: April 30, 2007

Respectfully submitted,
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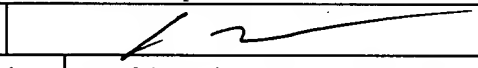
| Signature: |  | | |
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